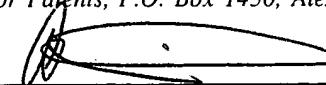


## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 12, 2004.



Alex Martinez

Applicant : Kiyoshi Miyazaki  
 Application No. : 10/815,189  
 Filed : March 31, 2004  
 Title : SENEPIO PLANT NAMED 'SUNSENEBAPIBA'  
 Grp./Div. : 1661  
 Examiner : N/A  
 Docket No. : 52293/DBP/A400

**SUPPLEMENTAL INFORMATION DISCLOSURE  
 STATEMENT 37 CFR § 1.97(b)**

Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Post Office Box 7068  
 Pasadena, CA 91109-7068  
 August 12, 2004

Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO/SB/08A/B listing the references that are known to applicant. Copies of each of the listed references are enclosed. This filing is timely because it is made during one of the periods described in 37 CFR § 1.97(b).

It is respectfully requested that the listed references be considered in the examination of this application and identified on the list of references cited on the patent issuing for this application. Applicant also requests that an initialed copy of FORM PTO/SB/08A/B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

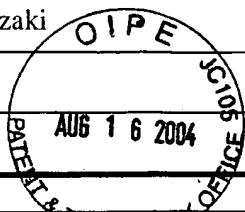
Respectfully submitted,  
 CHRISTIE, PARKER & HALE, LLP

By   
 D. Bruce Prout  
 Reg. No. 20,958  
 626/795-9900

DBP/aam

Enclosures: PTO/SB/08A/B, w/references  
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FORM PTO/SB/08A/B (10-01) Substitute for PTO-1449A/B  <b>INFORMATION DISCLOSURE</b> <b>STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)	Attorney Docket Number	52293/DBP/A400
	Application Number	10/815,189
	Filing Date	March 31, 2004
	Applicant(s)	Kiyoshi Miyazaki
	Group Art Unit	1661
	Examiner Name	N/A



U.S. PATENT DOCUMENTS				
EXAMINER INITIALS	Cite No. <sup>1</sup>	DOCUMENT NUMBER Number - Kind Code <sup>2</sup> (If Known)	PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE

FOREIGN PATENT DOCUMENTS				
EXAMINER INITIALS	Cite No. <sup>1</sup>	Foreign Patent Document Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> (If Known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		JP PBR Reg. No. 10503	09-04-2002	Miyazaki
				Database of Registered Variety

OTHER DOCUMENTS		
EXAMINER INITIALS	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
		Explanation of Application documents and family documents thereof
		Suntory Flowers Ltd., "FLOWER & GREEN, autumn and winter catalog 2004" Published 2003 (with Explanation for IDS Document)
		Moerheim New Plant bv, "Suntory Collection 2004" Published 2003 (with Explanation for IDS Document)
		Sakata seed Co., Japan, "The Catalog for Gardening Farm, 94' autumn - '95 spring, Sakata's flowering plants, nursery stock, and bulb, No. 70" Published 1994 (with Explanation for IDS Document)
		The Royal Horticultural Society, England, "The Plant Finder, 1994/95 Edition" Published 1994 (with Explanation for IDS Document)

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EXAMINER SIGNATURE		DATE CONSIDERED	
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at <a href="http://www.pto.gov">www.pto.gov</a> or MPEP 901.4. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English Language Translation is attached.			